Attorney Docket No.: Q89149

REMARKS

In order to obtain an early allowance of the application, Applicant cancels claims 13-17, 19-27 and 29-32 without prejudice whereby only **allowed claims 18 and 28** are now pending.

Applicant expressly reserves the right to file a continuation application to continue the prosecution of the rejected claims 13-17, 19-27 and 29-32.

Since the rejections under 35 U.S.C. § 103(a) now have been rendered **moot**, Applicant respectfully requests the Examiner to reconsider and withdraw all rejections, and to find the application to be in condition for allowance with claims 18 and 28.

Applicant files concurrently herewith a Petition (with fee) for an Extension of Time of three months (small entity).

Applicant also files concurrently herewith a Notice of Appeal (with small entity fee) for the purpose of maintaining pendency of the application while the Examiner acts upon the present Amendment and issues a Notice of Allowance.

AMENDMENT UNDER 37 C.F.R. § 1.116 Attorney Docket No.: Q89149

Application No.: 10/542,636

Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this application, and any required fee for such extension is to be charged to Deposit Account No. 19-4880. The Commissioner is also authorized to charge any additional fees under 37 C.F.R. § 1.16 and/or § 1.17 necessary to keep this application pending in the Patent and Trademark Office or credit any overpayment to said Deposit Account No. 19-4880.

Respectfully submitted,

/John H. Mion/

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